

567—141.3(455B) Standards applicable to generators of hazardous waste. The following is adopted by reference: 40 CFR Part 262 as amended through July 15, 1985.

Provided that the commission finds 40 CFR §262.51 to be a reasonable interpretation of Iowa Code section 455B.419, as applied to a farmer who uses pesticides on the farmer's own land. Other persons who use federally approved agricultural chemicals would not be in violation of Iowa Code section 455B.419 or of this chapter if they comply with the requirements of 455B.419.

Provided further that the advance notification of international shipment required by 40 CFR §262.50(b) should be provided to the EPA administrator rather than to the director.

Provided further that if an exception report is required by 40 CFR §262.42, the generator must send a copy of the exception report, in addition to the director, to: the state agency administering the hazardous waste program (or to the EPA regional administrator in an unauthorized state) where the facility designated on the manifest is located; and to the state agency administering the hazardous waste program (or the EPA regional administrator in an unauthorized state) for the facility to which the shipment may have been delivered. (A list of authorized state programs and EPA regional administrators is available from the director.)